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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application : Alan M. Myers et al.  
Application No. : 10/634,262  
Filed : August 5, 2003  
Confirmation No. : 7055  
For : DULL1 CODING FOR A NOVEL STARCH SYNTHASE AND  
USES THEREOF  
Examiner : FOX, David, T.  
Attorney's Docket : ISU-003BX

TC Art Unit: 1638

\*  
I hereby certify that this correspondence is being sent via facsimile  
to Examiner David T. Fox, TC Art Unit 1638, Fax No. (703) 872 9306, on  
01/25/2004.

By: Holliday C. Heide  
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VIA FACSIMILE  
Commissioner for Patents  
Washington, D.C. 20231

Sir:

The owner, IOWA STATE UNIVERSITY RESEARCH FOUNDATION, INC., through its below signing representative, represents that it is the owner of record by assignment dated May 12, 2000, and recorded in the U.S. Patent and Trademark Office at Reel 010867, Frame 0207, of 100 percent interest in U.S. Patent Application No. 09/554,467, filed on May 12, 2000, (now U.S. Patent No. 6,639,125), for dull CODING FOR A NOVEL STARCH SYNTHASE AND USES THEREOF, and of all continuations thereof, including the instant application, U.S. Application No.

- 1 -

WEINGARTEN, SCHURGIN,  
GAGNEBIN & LEBOVICI LLP

Application No. 10/634,262  
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10/634,262, filed August 5, 2003. The owner hereby disclaims, except as provided below, the terminal part of any patent granted on the above-identified application that would extend beyond the expiration date of the full statutory term including any term extensions or elongations, as presently shortened by any terminal disclaimer, of U.S. Patent No. 6,639,125. The owner hereby agrees that any patent so granted on the above-identified application shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to U.S. Patent No. 6,639,125, this agreement to run with any patent granted on the above-identified application and to be binding upon the grantee, its successors or assigns.

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I hereby declare that all statements made herein of my own knowledge are true, and that all statements made on information and belief are believed to be true; and further, that these statements are made with the knowledge that willful false statements, and the like so made, are punishable by fine or imprisonment, or both, under Section 1001, Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

- The undersigned is an attorney of record.  
 Authorization is provided herewith to charge Deposit Account No. 23-0804 in the amount of \$110.00 for the cost of such Terminal disclaimer fee under 37 C.F.R. § 1.20(d).

Respectfully submitted,

IOWA STATE UNIVERSITY  
RESEARCH FOUNDATION, INC.

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